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N.J. BOARD OF DENTISTRY  
ON 11-17-94 ca

STATE OF NEW JERSEY  
DEPARTMENT OF LAW & PUBLIC SAFETY  
DIVISION OF CONSUMER AFFAIRS  
STATE BOARD OF DENTISTRY

IN THE MATTER OF THE  
APPLICATION OF:

SUSAN J. KIM, D.M.D.

FOR A LICENSE TO PRACTICE  
DENTISTRY IN THE STATE OF  
NEW JERSEY

Administrative Action

FINAL ORDER

This matter was opened to the New Jersey State Board of Dentistry (Board) upon receipt of an application for licensure to practice dentistry in the State of New Jersey filed by Susan Kim, D.M.D. On April 27, 1994, the Board conducted an Investigative Inquiry concerning certain professional practices in regard to the treatment of patients in the dental office of Young Kim, D.M.D. located in Camden, New Jersey. During the course of the Board's investigation of Dr. Young Kim, information was revealed to the Board by Dr. Young Kim that Susan J. Kim, D.M.D., the sister of Dr. Young Kim, has assisted him occasionally in his dental practice.

Based on the documentation submitted for the application for licensure the Board found that Dr. Susan Kim graduated from Temple Dental School in May 1993. In 1993 she passed the National Board Dental Examination and received the Northeast Regional (NERB) certification in December 1993.

At the April 27, 1994 Investigative Inquiry, Dr. Young Kim, a licensed dentist who permitted Dr. Susan Kim to assist him in his office, testified that while Dr. Susan Kim did not practice dentistry in his office, she had been permitted to take x-rays and to perform prophylaxis. The Board has no record showing that Dr. Susan Kim possesses a license to practice dental hygiene or is properly licensed to take x-rays in this State.

Therefore, the Board has considered the testimony of Dr. Young Kim and the application of Dr. Susan Kim submitted to the Board on or about May 11, 1994, and based thereon finds that while assisting at the dental office of Dr. Young Kim, Dr. Susan Kim practiced dental hygiene and took x-rays without being properly licensed in this State.

The Board may suspend a licensed based on an applicant's failure to comply with the provisions of the Dental Practice Act by engaging in the unlicensed practice of dental hygiene. Practicing dental hygiene and taking x-rays without a license to do so is a violation of the Dental Practice Act and therefore the Board finds it necessary to impose disciplinary sanctions in furtherance of its duty to assure confidence in the integrity and competence of licensees to those individuals who seek dental services.

Based on the aforesaid findings, it is the decision of the New Jersey State Board of Dentistry to issue a license to practice dentistry to Susan J. Kim, D.M.D., effective on November 1, 1994 on the condition that Dr. Kim's license to practice dentistry shall

be suspended for a period of one year, eighty-nine (89) days of which shall be active and shall commence on November 1, 1994 through January 28, 1995. The remaining period of suspension shall be stayed and shall constitute a probationary period so long as Dr. Kim shall comply with all the other terms of the within Order, and shall observe the continuing requirement of all licensees to comply with the provisions of the Board's enabling legislation and the regulations adopted thereunder.

Dr. Kim shall pay a civil penalty in the amount of Two Thousand Five Hundred (\$2,500) Dollars by submitting to the State Board of Dentistry, 6th Floor, 124 Halsey Street, Newark, New Jersey 07101 a certified check or money order in the aforesaid amount made payable to the State of New Jersey, on or before December 31, 1994.

According to the Provisional Order, Dr. Kim was given thirty (30) days within which to submit any evidence to rebut any of the factual findings contained therein along with the assurance that the Board would thereafter determine whether further proceedings were necessary. During the thirty (30) day period, nothing was received by the Board from Dr. Kim to refute the factual findings set forth in the Provisional Order. Therefore, the Provisional Order issued on September 26, 1994 now becomes final.

STATE BOARD OF DENTISTRY

By: Stephen Cardo  
Stephen Cardo, D.D.S.  
President

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| IN THE MATTER OF THE      | : | Administrative Action |
| APPLICATION OF:           | : |                       |
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| SUSAN J. KIM, D.M.D.      | : | FINAL ORDER           |
|                           | : |                       |
| FOR A LICENSE TO PRACTICE | : |                       |
| DENTISTRY IN THE STATE OF | : |                       |
| NEW JERSEY                | : |                       |
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